



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, शनिवार, ३ अगस्त, १९९६/१२ श्रावण, १९१८

हिमाचल प्रदेश सरकार

आवकारी एवं कराधान विभाग

अधिमूचना

शिमला, २६ जुलाई, १९९६

संख्या ७-४१/९६-ई० एक्स० एन०/१९७७९-१९८२४.—पंजाब पुनर्गठन अधिनियम, १९६६ (१९६६ का ३१) की धारा ५ के अधीन हिमाचल प्रदेश को अन्तर्गत राज्य क्षेत्रों में यथा प्रवृत्त पंजाब आवकारी अधिनियम, १९१४ (१९१४ का १) की धारा २१ और ५९ द्वारा प्रदत्त शक्तियों का प्रयोग करते हुये तथा उक्त अधिनियम की धारा ९ के अधीन और इसके साथ पठित हिमाचल प्रदेश (एक्साईज पावरज एण्ड अपील) आर्डरज, १९६५ द्वारा मुझ में निहित वित्तायुक्त की शक्तियों का प्रयोग करते हुए, मैं, वी० के० भटनागर, आवकारी व कराधान आयुक्त, हिमाचल प्रदेश, उक्त क्षेत्रों में यथा लागू समय-समय पर संशोधित पंजाब डिस्टिलरी रूलज, १९३२ (जिन्हें इसके पश्चात् उक्त रूलज कहा गया है) में तत्काल से निम्नलिखित और संशोधन करता हूँ:—

संशोधन

After rule 5-A of the said rules the following rule 5-AA shall be added as under, namely:—

“5-AA(1) Subject to the conditions as he may specify, the Financial Commissioner may for establishment and working of still(s) for re-distillation of spirit for manufacture of spiced spirit grant a licence in form D-2-A subject to payment of licence fee as specified in rule 5.

(2) The provisions of these rules shall, *mutatis mutandis*, apply in relation to the manufacture of spiced spirit by re-distillation in the still licenced under sub-rule(1)."

बी० के० भटनागर,
आयुक्त ।

FORM D-2—A

LICENCE FOR ESTABLISHMENT AND WORKING OF A POT STILL FOR REDISTILLATION OF SPIRIT

Licence No.....

Licence is hereby granted to.....
under section 21 of the Punjab Excise Act, 1914, as applicable to the areas comprised in
Himachal Pradesh immediately before the 1st November, 1966/as in force in the territories trans-
ferred to Himachal Pradesh under section 5 of the Punjab Re-Organisation Act, 1966 (Act No.
31 of 1966) to establish and work.....pot still(s) of the capacity of....
.....bulk litres of spirit as specified in the Plan enclosed herewith for
manufacture of spiced spirit by re-distillation only, in the premises herein specified, viz.....
.....upon the following conditions:—

CONDITIONS

1. The provisions of the Punjab Excise Act, 1914, referred to above, the Punjab Distillery Rules, 1932 and all other rules made under the said Act shall *mutatis mutandis* apply to the re-distillation of spirit done by means of the still(s) licenced under this licence.
2. A statement of the number, size, description and capacity of the still which the licensee may erect or maintain or work under this licence and the plans and statement of the premises and buildings to be used for re-distillation of spirit and other purposes connected with the purposes of re-distillation are annexed to this licence. The licensee shall not, without previous sanction of the Financial Commissioner, erect other stills or work them or otherwise alter these buildings and plants.
3. The licensee shall at all times maintain in the state of efficiency and good repairs to the satisfaction of the Collector the buildings and stills hereby licenced.
4. The licensee shall furnish true statements, as he may be required to furnish in the form prescribed by rules.
5. The licensee shall comply with all the directions of the Financial Commissioner regarding the character and purity of the spirit to be manufactured, the stock of spirit or materials to be maintained, and all other matters in which compliance prescribed by the rules made under the Punjab Excise Act, 1914, as referred to herein above.
6. The licensee shall not discontinue working the still (except in the case of closer for cleaning or repairing) without giving six months notice in writing to the Collector of

his intention to cease re-distillation work. He shall continue to fulfil the conditions of his license during the currency of the notice.

7. If the licensee infringes or causes or permits any person to infringe, any of the conditions of this license, the Financial Commissioner may forthwith revoke and determine this license.
8. The licensee shall pay regularly and by due date all payments which may become due to the Government and in default thereof the Financial Commissioner may forfeit to the Government the whole or any part of any security furnished by him under rule 6 of the Punjab Distillery Rules, 1932.
9. The license shall, unless renewed by the Financial Commissioner, determine on 31st of March next, following grant.
10. If the licensee for any cause, physical or mental becomes incapable of carrying on business, or dies or becomes insolvent, or (in case the licensee is a company) is wound up, the Financial Commissioner may either (i) cancel the license or (ii) continue it in the name of the legal representative of the licensee.
11. Upon the revocation, cancellation or determination of the license under the preceding conditions, the licensee or his representative shall forthwith cease re-distillation and also shall cease to use the building and the plant for the purpose for which they were licensed. Neither the licensee nor any other person shall be entitled to any compensation or damages whatever, in respect of revocation, cancellation or determination of the license.
12. The licensee shall, if so, required by the competent authority abide by the provisions of any law relating to pollution control and the provisions of the Industries (Development and Regulation) Act, 1951].

Sd/-

Financial Commissioner (Excise).

Date.....

Place.....

[Authoritative English Text of Excise and Taxation Department, Himachal Pradesh Notification No. 7-41/96-EXN-19779-19824, dated 26-7-96 as required under clause (3) of article 348 of the Constitution of India].

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla, the 26th July, 1996

No. 7-41/96-EXN-19779-19824.—In exercise of the powers conferred by sections 21 and 59 of the Punjab Excise Act, 1914 (1 of 1914) as in force in the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966 (31 of 1966) and by virtue of the powers of the Financial Commissioner, conferred on me under section 9 of the said Act, read with the Himachal Pradesh (Excise Powers and Appeal) Orders, 1965, I, V. K. Bhatnagar, Excise and Taxation Commissioner, Himachal Pradesh, hereby make the following amendments in the Punjab Distillery Rules, 1932 (hereinafter called

the said rules) as amended from time to time, and applicable in the said areas with immediate effect:—

AMENDMENTS

After rule 5-A of the said rules, the following rule 5-AA shall be added as under, namely:—

“5-AA (1) subject to the conditions as he may specify, the Financial Commissioner may for establishment and working of still(s) for re-distillation of spirit for manufacture of spiced spirit grant a licence in form D-2-A subject to payment of licence fee as specified in rule 5.

(2) The provisions of these rules shall, *mutatis mutandis* apply in relation to the manufacture of spiced spirit by re-distillation in the stills licenced under sub-rule(1).”

V. K. BHATNAGAR,
Excise & Taxation Commissioner,
Himachal Pradesh.

FORM D-2—A

LICENCE FOR ESTABLISHMENT AND WORKING OF A POT STILL FOR REDISTILLATION OF SPIRIT.

Licence No.....

Licence is hereby granted to.....
under section 21 of the Punjab Excise Act, 1914, as applicable to the areas comprised in Himachal Pradesh immediately before the 1st November, 1966/as in force in the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-Organisation Act, 1966 (Act No. 31 of 1966) to establish and work.....pot still(s) of the capacity of
.....bulk litres of spirit as specified in the Plan enclosed herewith for manufacture of spiced spirit by re-distillation only, in the premises herein specified, viz.....
.....upon the following conditions:—

CONDITIONS

1. The provisions of the Punjab Excise Act, 1914, referred to above, the Punjab Distillery Rules, 1932 and all other rules made under the said Act shall *mutatis mutandis* apply to the re-distillation of spirit done by means of the still(s) licenced under this license.
2. A statement of the number, size, description and capacity of the still which the licensee may erect or maintain or work under this license and the plans and statement of the premises and buildings to be used for re-distillation of spirit and other purposes connected with the purposes of re-distillation are annexed to this license. The licensee shall not, without previous sanction of the Financial Commissioner, erect other stills or work them or otherwise alter these buildings and plants.

3. The licensee shall at all times maintain in the state of efficiency and good repairs to the satisfaction of the Collector the buildings and stills hereby licensed.
4. The licensee shall furnish true statements, as he may be required to furnish in the form prescribed by rules.
5. The licensee shall comply with all the directions of the Financial Commissioner regarding the character and purity of the spirit to be manufactured, the stock of spirit or materials to be maintained, and all other matters in which compliance prescribed by the rules made under the Punjab Excise Act, 1914, as referred to hereinabove.
6. The licensee shall not discontinue working the still (except in the case of closer for cleaning or repairing) without giving six months notice in writing to the Collector of his intention to cease re-distillation work. He shall continue to fulfil the conditions of his license during the currency of the notice.
7. If the licensee infringes or causes or permits any person to infringe, any of the conditions of this licence, the Financial Commissioner may forthwith revoke and determine this license.
8. The licensee shall pay regularly and by due date all payments which may become due to the Government and in default thereof the Financial Commissioner may forfeit to the Government the whole or any part of any security furnished by him under rule 6 of the Punjab Distillery Rules, 1932.
9. The license shall, unless renewed by the Financial Commissioner, determine on 31st of March next, following grant.
10. If the licensee for any cause, physical or mental becomes incapable of carrying on business, or dies or becomes insolvent, or (in case the licensee is a company) is wound up, the Financial Commissioner may either (i) cancel the license or (ii) continue it in the name of the legal representative of the licensee.
11. Upon the revocation, cancellation or determination of the license under the preceding conditions, the licensee or his representative shall forthwith cease re-distillation and also shall cease to use the building and the plant for the purpose for which they were licensed. Neither the licensee nor any other person shall be entitled to any compensation or damages whatever, in respect of revocation, cancellation or determination of the license.
12. The licensee shall, if so, required by the competent authority abide by the provisions of any law relating to pollution control and the provisions of the Industries (Development and Regulation) Act, 1951.

Sd/-
Financial Commissioner (Excise).

Date.....
Place.....

आवकारी एवं कराधान विभाग

अधिसूचना

दिनांक, 26 जुलाई, 1996

संख्या 7-41/96-ई0 एक्स0 एन0-19779/19824.—प्रथम नवम्बर, 1966 से ठीक पूर्व हिमाचल प्रदेश में समाविष्ट क्षेत्रों में यथा प्रवृत्त पंजाब एक्साईज एक्ट, 1914 (1914 का 1) की धारा 21 और 59 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुये तथा उक्त अधिनियम की धारा 9 के अधीन और इसके साथ पठित हिमाचल प्रदेश (एक्साईज लावर एण्ड अपील) आर्डर, 1965 द्वारा मुझ में निहित वित्तायुक्त की शक्तियों का प्रयोग करत हुए, मैं, वी0 के0 भटनागर, आवकारी व कराधान आयुक्त, हिमाचल प्रदेश एतद्द्वारा उक्त क्षेत्रों में यथा लागू सम्य-समय पर संशोधित पंजाब डिस्टिलरी एक्ट, 1932 (जिन्हें इसके पश्चात उक्त “एक्ट” कहा गया है) में तत्काल से निम्नलिखित और संशोधन करता हूं :—

संशोधन

After rule 9.5-A of the said rules the following the rule 5-AA shall be added as under, namely :—

“9.5 AA(1) subject to the conditions as he may specify the Financial Commissioner may for establishment and working of still(s) for re-distillation of spirit for manufacture of spiced spirit grant a licence in form D-2-A subject to payment of licence fee as specified in rule 5.

(2) The provisions of these rules shall, *mutatis mutandis*, apply in relation to the manufacture of spiced spirit by re-distillation in the still licenced under the rule (1).”

वी0 के0 भटनागर,
आवकारी व कराधान आयुक्त,
हिमाचल प्रदेश।

FORM D-2—A

LICENCE FOR ESTABLISHMENT AND WORKING OF A POT STILL FOR
REDISTILLATION OF SPIRIT

Licence No.....

Licence is hereby granted to.....
under section 21 of the Punjab Excise Act, 1914, as applicable to the areas comprised in Himachal Pradesh immediately before the 1st November, 1966/as in force in the territories transferred to Himachal Pradesh under section 5 of the Punjab Re-Organisation Act, 1966 (Act No. 31 of 1966) to establish and work.....pot still(s) of the capacity of.....
.....bulk litres of spirit as specified in the Plan enclosed herewith for

manufacture of spiced spirit by re-distillations only, in the premises herein specified, viz.....
.....upon the following conditions:—

CONDITIONS

1. The provisions of the Punjab Excise Act, 1914, referred to above, the Punjab Distillery Rules, 1932 and all other rules made under the said Act shall *mutatis mutandis* apply to the re-distillation of spirit done by means of the still (s) licensed under this license.
2. A statement of the number, size, description and capacity of the still which the licensee may erect or maintain or work under this license and the plans and statement of the premises and buildings to be used for re-distillation of spirit and other purposes connected with the purposes of re-distillation are annexed to this license. The licensee shall not, without previous sanction of the Financial Commissioner, erect other stills or work them or otherwise alter these buildings and plants.
3. The licensee shall at all times maintain in the state of efficiency and good repairs to the satisfaction of the Collector the buildings and stills hereby licensed.
4. The licensee shall furnish true statements, as he may be required to furnish in the form prescribed by rules.
5. The licensee shall comply with all the directions of the Financial Commissioner regarding the character and purity of the spirit to be manufactured, the stock of spirit or materials to be maintained, and all other matters in which compliance prescribed by the rules made under the Punjab Excise Act, 1914, as referred to herein above.
6. The licensee shall not discontinue working the still (except in the case of closer for cleaning or repairing) without giving six months notice in writing to the Collector of his intention to cease re-distillation work. He shall continue to fulfil the conditions of his license during the currency of the notice.
7. If the licensee infringes or causes or permits any person to infringe, any of the conditions of this licence, the Financial Commissioner may forthwith revoke and determine this license.
8. The licensee shall pay regularly and by due date all payments which may become due to the Government and in default thereof the Financial Commissioner may forfeit to the Government the whole or any part of any security furnished by him under rule 6 of the Punjab Distillery Rules, 1932.
9. The license shall, unless renewed by the Financial Commissioner, determine on 31st of March next, following grant.
10. If the licensee for any cause, physical or mental becomes incapable of carrying on business, or dies or becomes insolvent, or (in case the licensee is a company) is wound up, the Financial Commissioner may either (i) cancel the license or (ii) continue it in the name of the legal representative of the licensee.
11. Upon the revocation, cancellation or determination of the license under the preceding conditions, the licensee or his representative shall forthwith cease re-distillation and also shall cease to use the building and the plant for the purpose for which they were

licensed. Neither the licensee nor any other person shall be entitled to any compensation or damages whatever, in respect of revocation, cancellation or determination of the license.

12. The licensee shall, if so, required by the competent authority abide by the provisions of any law relating to pollution control and the provisions of the Industries (Development and Regulation) Act, 1951.

Sd/

Financial Commissioner (Excise).

Date... ..

Place.....

[Authoritative English text of Excise and Taxation Department, Himachal Pradesh Notification No. 741/96-EXN-19779-19824, dated 26-7-96 as required under clause (3) of article 348 of the Constitution of India].

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla, the 26th July, 1996

No. 7-41/96-EXN-19779-19824.—In exercise of the powers conferred by sections 21 and 59 of the Punjab Excise Act, 1914 (1 of 1914) as applicable in the areas comprised in Himachal Pradesh immediately before 1st November, 1996 and by virtue of the powers of the Financial Commissioner conferred on me under section 9 of the said Act, read with the Himachal Pradesh (Excise Powers and Appeal) Orders, 1965, I, V. K. Bhatnagar, Excise & Taxation Commissioner, Himachal Pradesh, hereby make the following amendments in the Punjab Distillery Rules, 1932 (hereinafter called the said rules) as amended from time to time and as applicable in the said areas with immediate effect:—

AMENDMENTS

After rule 9. 5-A of the said rules the following rule 5-AA shall be added as under namely:—

“9.5 AA(1) Subject to the conditions as he may specify the Financial Commissioner may for establishment and working of still(s) for re-distillation of spirit for manufacture of spiced spirit grant a licence in form D-2-A subject to payment of licence fee as specified in rule 5.

(2) The provisions of these rules shall, *mutatis mutandis*, apply in relation to the manufacture of spiced spirit by re-distillation in the stills licenced under sub rule (1).

V. K. BHATNAGAR,
*Excise and Taxation Commissioner,
Himachal Pradesh.*

FORM D-2—A

LICENCE FOR ESTABLISHMENT AND WORKING OF A POT STILL FOR
REDISTILLATION OF SPIRIT

Licence No.....

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1. The provisions of the Punjab Excise Act, 1914, referred to above, the Punjab Distillery Rules, 1932 and all other rules made under the said Act shall *mutatis mutandis* apply to the re-distillation of spirit done by means of the still(s) licensed under this license.
2. A statement of the number, size, description and capacity of the still which the licensee may erect or maintain or work under this license and the plans and statement of the premises and buildings to be used for re-distillation of spirit and other purposes connected with the purposes of re-distillation are annexed to this license. The licensee shall not, without previous sanction of the Financial Commissioner, erect other stills or work them or otherwise alter these buildings and plants.
3. The licensee shall at all times maintain in the state of efficiency and good repairs to the satisfaction of the Collector the buildings and stills hereby licensed.
4. The licensee shall furnish true statements, as he may be required to furnish in the form prescribed by rules.
5. The licensee shall comply with all the directions of the Financial Commissioner regarding the character and purity of the spirit to be manufactured, the stock of spirit or materials to be maintained, and all other matters in which compliance prescribed by the rules made under the Punjab Excise Act, 1914, as referred to herein-above.
6. The licensee shall not discontinue working the still (except in the case of closer for cleaning or repairing) without giving six months notice in writing to the Collector of his intention to cease re-distillation work. He shall continue to fulfil the conditions of his license during the currency of the notice.
7. If the licensee infringes or causes or permits any person to infringe, any of the conditions of this license, the Financial Commissioner may forthwith revoke and determine this license.
8. The licensee shall pay regularly and by due date all payments which may become due to the Government and in default thereof the Financial Commissioner may forfeit to the Government the whole or any part of any security furnished by him under rule 6 of the Punjab Distillery Rules, 1932.

9. The license shall, unless renewed by the Financial Commissioner, determine on 31st of March next, following grant.
10. If the licensee for any cause, physical or mental becomes incapable of carrying on business, or dies or becomes insolvent, or (in case the licensee is a company) is wound up, the Financial Commissioner may either (i) cancel the license or (ii) continue it in the name of the legal representative of the licensee.
11. Upon the revocation, cancellation or determination of the license under the preceding conditions, the licensee or his representative shall forthwith cease re-distillation and also shall cease to use the building and the plant for the purpose for which they were licensed. Neither the licensee nor any other person shall be entitled to any compensation or damages whatever, in respect of revocation, cancellation or determination of the license.
12. The licensee shall, if so, required by the competent authority abide by the provisions of any law relating to pollution control and the provisions of the Industries (Development and Regulation) Act, 1951.

Sd/-

Financial Commissioner (Excise).

Date.....

Place.....